

R. C. 5 R.C. 5 R.C. 5 KINGSVILLE R. C. 5 R. C. 5 R.C. 5 R. C. 5 R. C. 5 N52.000 SHEET LOCATION 1992 COMPREHENSIVE ZONING MAP Adopted by the Baltimore County Council Oct. 15, 1992 BALTIMORE COUNTY

Adopted by the Baltimore County Council
Oct. 15, 1992

OFFICE OF PLANNING AND ZONING Moe. 183-82,184-92,185-92,186-92 Q-NE QQ-NW Greatilduff & LisaSpencer 11600 Cedar Lane Kingsville Petition for Zoning Variance N. E. DATE
OF
PHOTOGRAPHY
JANUARY
1986 KINGSVILLE OFFICIAL ZONING MAP THIS MAP HAS BEEN REVISED IN SELECTED AREAS.
TOPOGRAPHY COMPILED BY PHOTOGRAMMETRIC METHODS
BY BUCHART-HORN, INC. BALTIMORE, MD. 21210 14 - J

County Council of Baltimore County Court House, Towson, Maryland 21204

Berchie L. Manley CHRST DISTRICT Melvin G. Mintz SECOND DISTRICT C.A. Dutch Ruppersberger, III. THIRD DISTRICT Douglas B. Biley

London pestion.

Vince Gardina FIFTH DISTRICT SIXTH DISTRICT SEVENTH DISTRICT

June 21, 1994

Mr. Lawrence E. Schmidt Zoning Commissioner Court House Towson, Maryland 21204

Dear Mr. Schmidt:

Attached please find a copy of Resolution 57-94 concerning the public disclosure of Lisa R. Spencer, an employee of the Baltimore County Department of Personnel. Ms. Spencer has applied for a variance in order to enlarge a kitchen at her property located at 11600 Cedar Lane in Kingsville.

This Resolution was unanimously approved by the County Council at its meeting on Monday, June 20, 1994 and is being forwarded to you for appropriate action.

> Theren Hedduoid Thomas J. Peddicord, Jr.

Legislative Counsel/Secretary

PERMATANTAL CC: Lisa R. Spencer

(410) 887-3196 Fax (410) 887-5791

William A. Howard, IV Donald C Mason

Thomas J. Peddicord, Jr.

519

County conployee involved. Council resolution copy in file

11602 Cedar Lane Kingsville, MD 21087 June 28, 1994

Mr. Lawrence E. Schmidt Zoning Commissioner 440 Washington Ave., Rm. 112 Towson, MD 21204

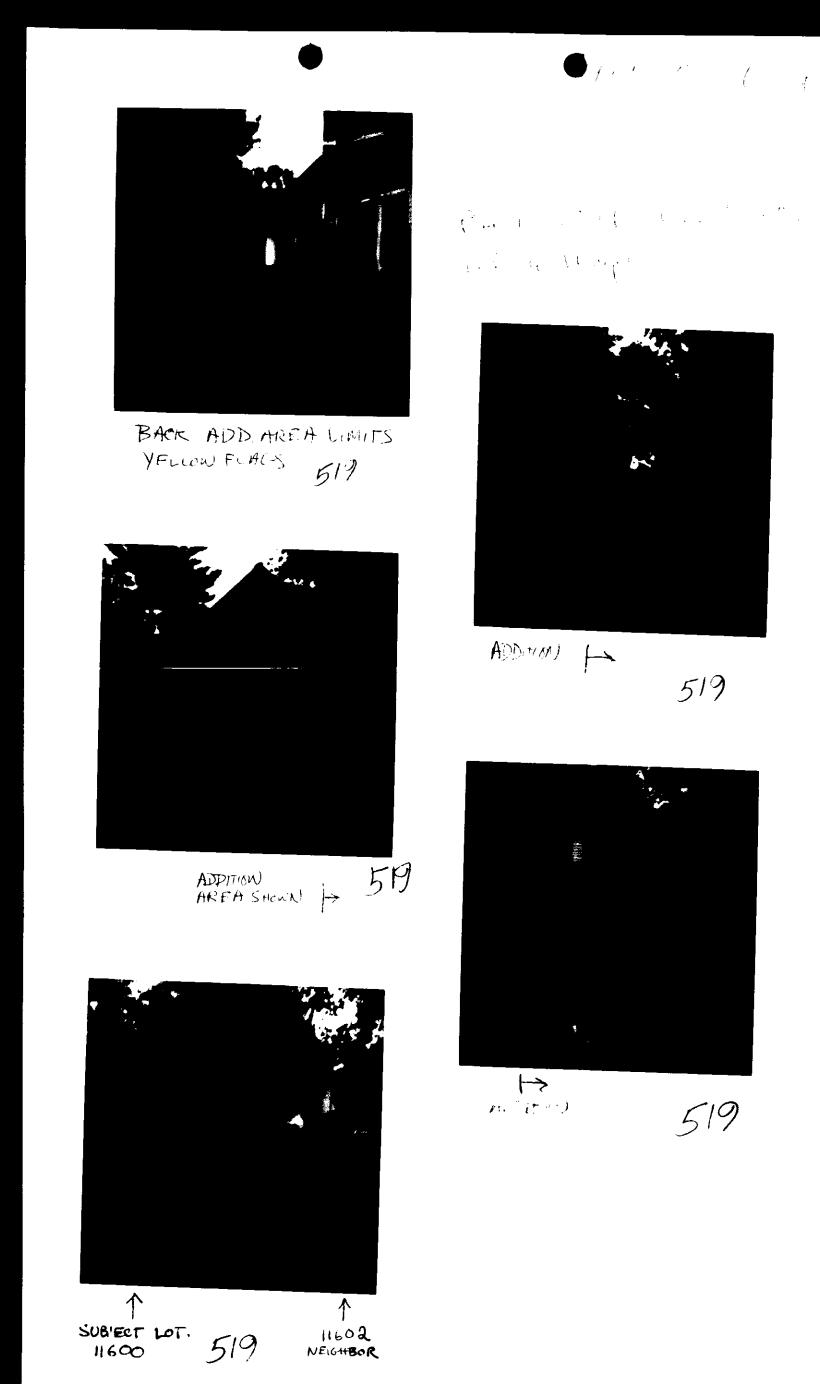
Dear Mr. Schmidt:

I have been informed by my next door neighbors, Greg Kilduff and Lisa Spencer of their desire to enlarge their kitchen at 11600 Cedar Lane. I understand that the enlargement of the kitchen will change the existing 28 foot variance to a 26 foot variance. I have reviewed their plans and approve.



Plat to accompany Petition for Zoning X Variance Special Hearing PROPERTY ADDRESS: 11600 Cedar Lane Kingsville see pages 5 & 6 of the CHECKLIST for additional required information subdivision name: As recorded in Deed Liber 5m 7747, Folio 473 OWNER: Gregory M. Kilduff and Lisa Spencer ZONING DESCRIPTION FOR 11600 CEDAR LANE - NY3:35E 106.40. KINGSVILLE 21087 Beginning at a point in the center of Cedar Lane distant 759 feet southwesterly measured along the center of Cedar Lane from the corner of the center line of Cedar Lane and the centerline of Bradshaw Road then from point of beginning the following courses and distances: Dotted line indicates

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prepared by: L. Spencer Scale of Drawing: 1" = 50'



Baltimore County Government Office of Zoning Administration and Development Management

111 West Chesapeake Avenue Towson, MD 21204

(410) 887-3353

July 14, 1994

Mr. Gregory M. Kilduff Ms. Lisa R. Spencer 11600 Cedar Lane Kingsville, Maryland 21087

> RE: Case No. 94-526-A, Item No. 519 Petition for Administrative Variance Petitioner: Gregory Michael Kilduff and Lisa Ruth Spencer

Dear Mr. Kilduff and Ms. Spencer:

The Zoning Plans Advisory Committee (ZAC) has reviewed the plans submitted with the above-referenced petition, which was accepted for filing on Jun 30, 1994 and scheduled for a hearing accordingly. Any attached comments from a reviewing agency are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties, i.e., zoning commissioner, attorney and/or the petitioner, are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the hearing file.

The following comments are related <u>only to the filing of future</u> zoning petitions and are aimed at expediting the petition filing process with this office.

1. The director of Zoning Administration and Development Management has instituted a system whereby seasoned zoning attorneys who feel that they are capable of filing rotitions that comply with all aspects of the zoning regulations and petitions filing requirements can file their petitions with this office without the necessity of a preliminary review by zoning personnel.

Maryland Department of Transportation
State Highway Administration

O. James Lightnizer Hal Kassoff Administrator

7-11-94

Re: Baltimore County Item No .: \* 519 (JLL)

111 W. Chesapeake Avenue Towson, Maryland 21204

Dear Ms. Minton:

Zoning Administration and

Development Management County Office Building

Ms. Charlotte Minton

Room 109

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not effected by any State Highway Administration project.

Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,
Bale Small DAVID AL. CATISEY, ACTING CHIEF
John-Contestabile, Chief

Engineering Access Permits

My telephone number is \_\_\_\_\_ Maryland Relay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Toll Free Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717 Street Address: 707 North Calvert Street • Baltimore, Maryland 21202 **Baltimore County Government** Fire Department

700 East Joppa Road Suite 901 Towson, MD 21286-5500

(410) 887-4500

DATE: 07/12/94

Arnoid Jablon Director Zoning Administration and Development Management Baltimore County Office Building Towson, MD 21204 MAIL STOP-1105

RE: Property Owner: SEE BELOW LOCATION: SEE BELOW

Item No.: SEE BELOW Zoning Agenda:

Sentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time. IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 512,514,515,516,518, 517,520,521,522,523 AND \*1.



REVIEWER: LT. ROBERT P. SAUERWALD Fire Marshal Office, PHONE 887-4881, MS-1102F

cc: File

The well is located inside the existing house. The applicant should contact Mr. Thomas Ernst of the Ground Water Management Division of this Department at 887-2762 for advice on quality protection.

the following comments on the above-referenced zoning item.

Mr. Arnold Jablon, Director

Zoning Administration and

SUBJECT: Zoning Item #519 - Kilduff Property

Development Coordinator. DEPRM

Development Management

J. Lawrence Pilson

11600 Cedar Lane

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

Zoning Advisory Committee Meeting of July 11, 1994

The Department of Environmental Protection and Resource Management offers

Ground Water Management

INTER-OFFICE CORRESPONDENCE

July 22, 1994

94-526-A

JLP:TE:sp

KILDUFF/DEPRM/TXTSBP

**Baltimore County Government** Office of Zoning Administration and Development Management



111 West Chesapeake Avenue Towson, MD 21204

July 25, 1994

(410) 887-3353

Mr. Gregory M. Kilduff Ms. Lisa R. Spencer 11600 Cedar Lane Kingsville, Maryland 21087

> RE: Case No. 94-256-A, Item No. 519 Petition for Administrative Variance

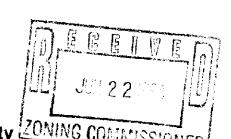
Dear Mr. Kilduff and Ms. Spencer:

Enclosed are copies of comments received from the Department of Environmental Protection and Resource Management on July 22, 1994 for the above-referenced case.

If there are any questions, please do not hesitate to call me at

Charlotte Minten Charlotte Minton

Enclosure



County Council of Baltimore County ZONING COMMISSIONES Court House, Towson, Maryland 21204 (410) 887-3196

Fax (410) 887-5791

Berchie L. Manley Helvin G. Mintz LUMD DISTRICT C.A. Dutch Ruppersberger, II

Douglas B. Riley

FOURTH DISTRICT

Vince Gardina FIFTH DISTRICT Donald C. Mason

June 21, 1994

Mr. Lawrence E. Schmidt Zoning Commissioner Court House Towson, Maryland 21204

Dear Mr. Schmidt:

Attached please find a copy of Resolution 57-94 concerning the public disclosure of Lisa R. Spencer, an employee of the Baltimore County Department of Personnel. Ms. Spencer has applied for a variance in order to enlarge a kitchen at her property located at 11600 Cedar Lane in Kingsville.

This Resolution was unanimously approved by the County Council at its meeting on Mornay, June 20, 1994 and is being forwarded to you for appropriate action.

Legislative Counsel/Secretary

R5794/DAPTUP CC: Lisa R. Spencer

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND LEGISLATIVE SESSION 1994, LEGISLATIVE DAY NO. 13

MR. VINCENT J. GARDINA, COUNCILMAN

RESOLUTION NO. 57-94

BY THE COUNTY COUNCIL, June 20, 1994

Λ RESOLUTION concerning the public disclosure of Lisa R. Spencer, an employee of the Baltimore County Department of Personnel.

WHEREAS, Lisa R. Spencer, an employee of Baltimore County, has applied for a variance in order to enlarge a kitchen at her property located at 11600 Cedar Lane in Kingsville; and

WHEREAS, this Resolution is intended to provide full disclosure under Section 26-3(e) of the Baltimore County Code.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF BALL MORE COUNTY, MARYLAND, that the application for a special exception filed by Linda R. Spencer does not contravene the public welfare and is hereby authorized.

R05794/RES94

Baltimore County Government Office of Zoning Administration and Development Management

111 West Chesapeake Avenue Towson, MD 21204

(410) 887-3353

July 8, 1994

NOTICE OF CASE NUMBER ASSIGNMENT

TO: Mr. Gregory Michael Kilduff Ms. Lisa Ruth Spencer 11600 Cedar Lan Kingsville, Maryland 21037

CASE NUMBER: 94-526-A (Item 519) 11600 Cedar Lane N/S Cedar Lane, 759 feet SW of Bradshaw Road 11th Election District - 5th Councilmanic Petitioner(s): Gregory Michael Kilduff and Lisa Ruth Spencer

Variance to permit a side yard setback of 26 feet (for a proposed addition on the right side of an existing dwelling, said addition being 2 feet wider than the existing house) in lieu of the required setback of 50 feet.

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Content made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

1) Your property will be posted on or before July 10, 1994. The closing date (July 25, 1994) is the deadline for a neighbor to file a formal request for a public bearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go 'n public hearing.

2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the Learing will appear in a Baltimore County

newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s). 3) Flease be advised that you must return the sign and post to this office. They may be returned after the

closing date. Failure to return the sign and post will result 'a a \$60.00 charge.

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER



Petitioners

\* Case No. 94-526-A

## FINDINGS OF FACT AND CONCLUSIONS OF LAW

\* \* \* \* \* \* \* \* \* \*

This matter comes before the Zoning Commissioner as an administrative variance filed by Gregory M. Kilduff and Lisa Ruth Spencer for that property known as 11600 Cedar Lang in the Kingsville section of Baltimore County. The Petitioner/property owners herein seek a variance from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side yard setback of 26 ft. in lieu of the required 50 ft., for a proposed addition (kitchen) on the right side of an existing dwelling (said addition is 2 ft. wider than the existing house), as more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Peti-

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Potitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits

submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this X/ day of July, 1994 that the Petition for a Zoning Variance from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side yard setback of 26 ft., in lieu of the required 50 ft., for a proposed addition (kitchen) on the right side of an existing dwelling, in accordance with Petitioners' Exhibit No. 1, be and is hereby GRANTED, subject, however, to the following restriction which are conditions precedent to the relief granted herein:

> 1. The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

LES:mmn

Zoning Commissioner for Baltimore County

upon the Petitioners.

Suite II3 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

July 27, 1994

Mr. Gregory M. Kilduff Ms. Lisa Ruth Spencer 11600 Cedar Lane Kingsville, Maryland 21087

> RE: Petition for Administrative Zoning Variance Case No. 94-526-A Property: 11600 Cedar Lane

Dear Mr. Kilduff and Ms. Spencer:

Enclosed please find the decision rendered in the above captioned case. The Petition for an Administrative Variance has been granted, in accordance with the attached Order.

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3391.

> Very truly yours, Lawrence E. Schmidt Zoning Commissioner

LES:mmn

Petition for Administrative Variance to the Zoning Commissioner of Baltimore County for the property located at 11600 Cedar Lane Kingsville 21087

which is presently zoned RC-5 This Petition shall be filed with the Office of Zoning Administration & Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 1 A04.3.8.3 To permit a side yard setback of 26 Ft (for a proposed addition on the right side of existing house) in lieu of the required Setback of 50 ft. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) Requesting a 26 foot variance from dwelling to property line. A 28 foot versance now exists. House was built prior to RC-5 zoning. Our kitchen is very small and needs to be enlarged. It is located on the side of the house with the 28 foot variance.

Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

Contract Purchaser/Lessee			legal owner(s) of the property which is the subject of this Petron Legal Owner(s)
			Gregory Michael Kilduff
(Type or Print Name)			(Type or Print Name)
Ĉ.			
Signature			Signature
Address	·		Lisa Ruch Spencer
Addition			Type or Print Name
City	State		1500 MO 2412
Attorney for Petitioner	State	Z:pcode	(410) 887-33
.,			(410) 887-33 11600 Cedar Lane (410) 592-24
(Type or Print Name)		<del></del>	Address Phone No
			_Kingsville, MD 21087
Sig ature	·- <del></del>	···	City State Zocura
			Name: Address and chone number of representative into be contactful.
Adiress		·	Lisa Spencer
Address	Phone	No	Name Kingsyillo (410) 887 2211 (41)
c.	State	Zipcode	Kingsville (410) 887-3311 (W) Address Phone No
A jubic Hearing having been	requested and/or found	d to be required it is order	ed by the Zoning Commissioner of Baitmore County, thisday of
Circulation throughout Baltima	petition be set for a pub are County, and that the	ilic hearing advertised a property be reposted.	by the Zoning Commissioner of Baitmore County, this day of
1		Posting advertised a properly be reposted.  Postinity  1/10/6	DATE
$\Delta \Omega \Omega$	1 1	1/10/	2 Zaning Cammissioner of Baltimore County
REVIEWED BY	//2/	$a \lambda = \frac{a \cdot 1}{2}$	410

**Baltimore County Government** Office of Zoning Administration and Development Management

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County Zoning Regulations require that notice be given to the general public/neighboring property owners relative to property

a sign on the property and placement of a notice in at least one

This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for

1) Posting fees will be accessed and paid to this office at the

2) Billing for legal advertising, due upon receipt, will come

from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER

newspaper of general circulation in the County.

the costs associated with these requirements.

PAYMENT WILL BE MADE AS FOLLOWS:

which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting

## in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto. That the Affiant(s) does/do presently reside at 11600 Cedar Lane

Kingsville, MD 21087

That based upon personal knowledge, the following are the facts upon which live base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty)

Requesting a 26 foot variance from dwelling to property line. A 28 foot now exists. House was built prior to RC-5 zoning. Our kitchen is very small and needs to be enlarged. It is located on the side of the house with the 28 foot variance.

That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information. STATE OF MARYAND, COUNTY OF BALTIMORE, to wit: HEGGY M KIGHT & LIST R. Spenish

that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief. AS WITNESS my hand and Notarial Scal 4/29/44

the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law

My Commission Expires KRISTY M. THOMSON NOTARY PUBLIC STATE OF MARYLAND My Commission Expires February 28, 1598 ZONING DESCRIPTION

Beginning at a point in the center of Cedar Lane distant 759 feet southwesterly measured along the center of Cedar Lane from the corner of the center line of Cedar Lane and the centerline of Bradshaw Road then from point of beginning the following courses and distances:

11600 CEDAR LANE KINGSVILLE 21087

S. 43 35' W. 106.40 ft., N. 45 45' W. 300 ft., N. 43 35' E. 106.40 ft., S. 45 45' E. 300 ft. being 11600 Cedar Lane .73 + acres in election district 11, councilmanic district 5.

Positioner: Grigary Kilduff & Lisa Sponcor Location of property: 11600 Ge der Long N/S Location of Signer Facing you dulay, DH property being Lotted

> OPAODHOOBYNICHRO Please Make Checks Payable Te: Baltimere County 45AM06-30-94

For newspaper advertising: Petitioner: Lisa R. Spencer

111 West Chesapeake Avenue

Towson, MD 21204

Location: 11600 Codor Lane Kingsville MD 21087 PLEASE FORWARD ADVERTISING BILL TO: NAME: L'sa R. Spencer ADDRESS: 11600 Cedar Lane Kingsville, MI) 21087

PHONE NUMBER (H) 592-2487 (W) 887-3311

AJ:ggs

(Revised 04/09/93)

1 square Zoning Administration & Development Munagement
111 West Chesapeake Avenue
Towson, Maryland 21204 7-25-94 Account: R-001-6150 1 (ADMIN) RES VAR FILING (ODE 010 # 50.00 1 SIEN POSTING CODE 080 # 35.00. OWNERS FILDUFF & SPENCER LOC 11600 CEDAR LA



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PERMATANTAL CC: Lisa R. Spencer

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William A. Howard, IV Donald C Mason

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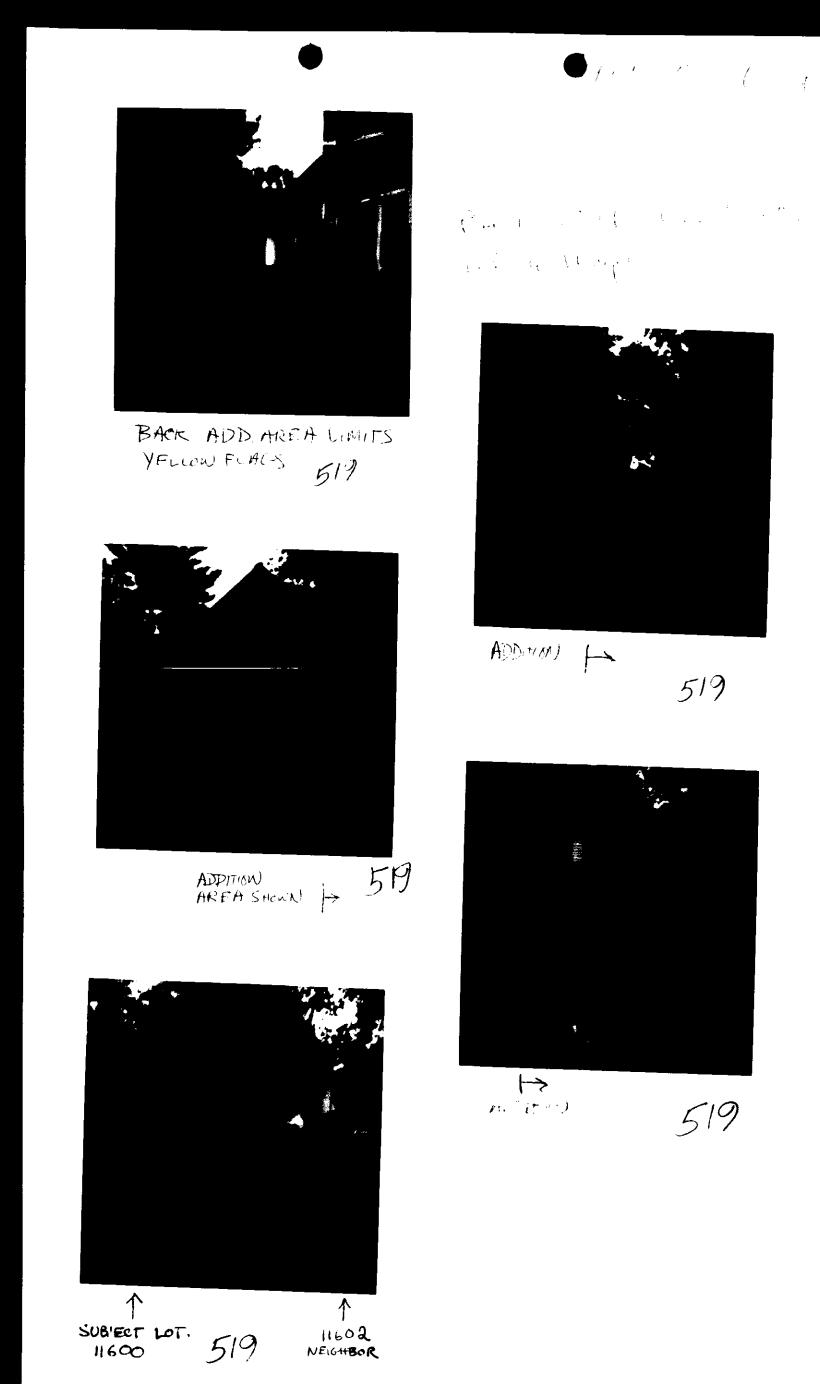
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prepared by: L. Spencer Scale of Drawing: 1" = 50'



Baltimore County Government Office of Zoning Administration and Development Management

111 West Chesapeake Avenue Towson, MD 21204

(410) 887-3353

July 14, 1994

Mr. Gregory M. Kilduff Ms. Lisa R. Spencer 11600 Cedar Lane Kingsville, Maryland 21087

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Maryland Department of Transportation
State Highway Administration

O. James Lightnizer Hal Kassoff Administrator

7-11-94

Re: Baltimore County Item No .: \* 519 (JLL)

111 W. Chesapeake Avenue Towson, Maryland 21204

Dear Ms. Minton:

Zoning Administration and

Development Management County Office Building

Ms. Charlotte Minton

Room 109

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Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,
Bale Small DAVID AL. CATISEY, ACTING CHIEF
John-Contestabile, Chief

Engineering Access Permits

My telephone number is \_\_\_\_\_ Maryland Relay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Toll Free Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717 Street Address: 707 North Calvert Street • Baltimore, Maryland 21202 **Baltimore County Government** Fire Department

700 East Joppa Road Suite 901 Towson, MD 21286-5500

(410) 887-4500

DATE: 07/12/94

Arnoid Jablon Director Zoning Administration and Development Management Baltimore County Office Building Towson, MD 21204 MAIL STOP-1105

RE: Property Owner: SEE BELOW LOCATION: SEE BELOW

Item No.: SEE BELOW Zoning Agenda:

Sentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time. IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 512,514,515,516,518, 517,520,521,522,523 AND \*1.



REVIEWER: LT. ROBERT P. SAUERWALD Fire Marshal Office, PHONE 887-4881, MS-1102F

cc: File

The well is located inside the existing house. The applicant should contact Mr. Thomas Ernst of the Ground Water Management Division of this Department at 887-2762 for advice on quality protection.

the following comments on the above-referenced zoning item.

Mr. Arnold Jablon, Director

Zoning Administration and

SUBJECT: Zoning Item #519 - Kilduff Property

Development Coordinator. DEPRM

Development Management

J. Lawrence Pilson

11600 Cedar Lane

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

Zoning Advisory Committee Meeting of July 11, 1994

The Department of Environmental Protection and Resource Management offers

Ground Water Management

INTER-OFFICE CORRESPONDENCE

July 22, 1994

94-526-A

JLP:TE:sp

KILDUFF/DEPRM/TXTSBP

**Baltimore County Government** Office of Zoning Administration and Development Management



111 West Chesapeake Avenue Towson, MD 21204

July 25, 1994

(410) 887-3353

Mr. Gregory M. Kilduff Ms. Lisa R. Spencer 11600 Cedar Lane Kingsville, Maryland 21087

> RE: Case No. 94-256-A, Item No. 519 Petition for Administrative Variance

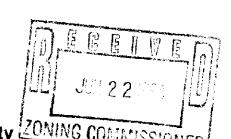
Dear Mr. Kilduff and Ms. Spencer:

Enclosed are copies of comments received from the Department of Environmental Protection and Resource Management on July 22, 1994 for the above-referenced case.

If there are any questions, please do not hesitate to call me at

Charlotte Minten Charlotte Minton

Enclosure



County Council of Baltimore County ZONING COMMISSIONES Court House, Towson, Maryland 21204 (410) 887-3196

Fax (410) 887-5791

Berchie L. Manley Helvin G. Mintz LUMD DISTRICT C.A. Dutch Ruppersberger, II

Douglas B. Riley

FOURTH DISTRICT

Vince Gardina FIFTH DISTRICT Donald C. Mason

June 21, 1994

Mr. Lawrence E. Schmidt Zoning Commissioner Court House Towson, Maryland 21204

Dear Mr. Schmidt:

Attached please find a copy of Resolution 57-94 concerning the public disclosure of Lisa R. Spencer, an employee of the Baltimore County Department of Personnel. Ms. Spencer has applied for a variance in order to enlarge a kitchen at her property located at 11600 Cedar Lane in Kingsville.

This Resolution was unanimously approved by the County Council at its meeting on Mornay, June 20, 1994 and is being forwarded to you for appropriate action.

Legislative Counsel/Secretary

R5794/DAPTUP CC: Lisa R. Spencer

COUNTY COUNCIL OF BALTIMORE COUNTY, MARYLAND LEGISLATIVE SESSION 1994, LEGISLATIVE DAY NO. 13

MR. VINCENT J. GARDINA, COUNCILMAN

RESOLUTION NO. 57-94

BY THE COUNTY COUNCIL, June 20, 1994

Λ RESOLUTION concerning the public disclosure of Lisa R. Spencer, an employee of the Baltimore County Department of Personnel.

WHEREAS, Lisa R. Spencer, an employee of Baltimore County, has applied for a variance in order to enlarge a kitchen at her property located at 11600 Cedar Lane in Kingsville; and

WHEREAS, this Resolution is intended to provide full disclosure under Section 26-3(e) of the Baltimore County Code.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF BALL MORE COUNTY, MARYLAND, that the application for a special exception filed by Linda R. Spencer does not contravene the public welfare and is hereby authorized.

R05794/RES94

Baltimore County Government Office of Zoning Administration and Development Management

111 West Chesapeake Avenue Towson, MD 21204

(410) 887-3353

July 8, 1994

NOTICE OF CASE NUMBER ASSIGNMENT

TO: Mr. Gregory Michael Kilduff Ms. Lisa Ruth Spencer 11600 Cedar Lan Kingsville, Maryland 21037

CASE NUMBER: 94-526-A (Item 519) 11600 Cedar Lane N/S Cedar Lane, 759 feet SW of Bradshaw Road 11th Election District - 5th Councilmanic Petitioner(s): Gregory Michael Kilduff and Lisa Ruth Spencer

Variance to permit a side yard setback of 26 feet (for a proposed addition on the right side of an existing dwelling, said addition being 2 feet wider than the existing house) in lieu of the required setback of 50 feet.

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Content made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

1) Your property will be posted on or before July 10, 1994. The closing date (July 25, 1994) is the deadline for a neighbor to file a formal request for a public bearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go 'n public hearing.

2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the Learing will appear in a Baltimore County

newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s). 3) Flease be advised that you must return the sign and post to this office. They may be returned after the

closing date. Failure to return the sign and post will result 'a a \$60.00 charge.

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER



Petitioners

\* Case No. 94-526-A

## FINDINGS OF FACT AND CONCLUSIONS OF LAW

\* \* \* \* \* \* \* \* \* \*

This matter comes before the Zoning Commissioner as an administrative variance filed by Gregory M. Kilduff and Lisa Ruth Spencer for that property known as 11600 Cedar Lang in the Kingsville section of Baltimore County. The Petitioner/property owners herein seek a variance from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side yard setback of 26 ft. in lieu of the required 50 ft., for a proposed addition (kitchen) on the right side of an existing dwelling (said addition is 2 ft. wider than the existing house), as more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Peti-

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Potitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits

submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this X/ day of July, 1994 that the Petition for a Zoning Variance from Section 1A04.3.B.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit a side yard setback of 26 ft., in lieu of the required 50 ft., for a proposed addition (kitchen) on the right side of an existing dwelling, in accordance with Petitioners' Exhibit No. 1, be and is hereby GRANTED, subject, however, to the following restriction which are conditions precedent to the relief granted herein:

> 1. The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

LES:mmn

Zoning Commissioner for Baltimore County

upon the Petitioners.

Suite II3 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

July 27, 1994

Mr. Gregory M. Kilduff Ms. Lisa Ruth Spencer 11600 Cedar Lane Kingsville, Maryland 21087

> RE: Petition for Administrative Zoning Variance Case No. 94-526-A Property: 11600 Cedar Lane

Dear Mr. Kilduff and Ms. Spencer:

Enclosed please find the decision rendered in the above captioned case. The Petition for an Administrative Variance has been granted, in accordance with the attached Order.

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3391.

> Very truly yours, Lawrence E. Schmidt Zoning Commissioner

LES:mmn

Petition for Administrative Variance to the Zoning Commissioner of Baltimore County for the property located at 11600 Cedar Lane Kingsville 21087

which is presently zoned RC-5 This Petition shall be filed with the Office of Zoning Administration & Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 1 A04.3.8.3 To permit a side yard setback of 26 Ft (for a proposed addition on the right side of existing house) in lieu of the required Setback of 50 ft. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) Requesting a 26 foot variance from dwelling to property line. A 28 foot versance now exists. House was built prior to RC-5 zoning. Our kitchen is very small and needs to be enlarged. It is located on the side of the house with the 28 foot variance.

Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

Contract Purchaser/Lessee			legal owner(s) of the property which is the subject of this Petron Legal Owner(s)
			Gregory Michael Kilduff
(Type or Print Name)			(Type or Print Name)
Ĉ.			
Signature			Signature
Address	·		Lisa Ruch Spencer
Addition			Type or Print Name
City	State		1500 MO 2412
Attorney for Petitioner	State	Z:pcode	(410) 887-33
.,			(410) 887-33 11600 Cedar Lane (410) 592-24
(Type or Print Name)		<del></del>	Address Phone No
			_Kingsville, MD 21087
Sig ature	·- <del></del>	···	City State Zocura
			Name: Address and chone number of representative into be contactful.
Adiress		·	Lisa Spencer
Address	Phone	No	Name Kingsyillo (410) 887 2211 (41)
c.	State	Zipcode	Kingsville (410) 887-3311 (W) Address Phone No
A jubic Hearing having been	requested and/or found	d to be required it is order	ed by the Zoning Commissioner of Baitmore County, thisday of
Circulation throughout Baltima	petition be set for a pub are County, and that the	ilic hearing advertised a property be reposted.	by the Zoning Commissioner of Baitmore County, this day of
1		Posting advertised a properly be reposted.  Postinity  1/10/6	DATE
$\Delta \Omega \Omega$	1 1	1/10/	2 Zaning Cammissioner of Baltimore County
REVIEWED BY	//2/	$a \lambda = \frac{a \cdot 1}{2}$	410

**Baltimore County Government** Office of Zoning Administration and Development Management

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County Zoning Regulations require that notice be given to the general public/neighboring property owners relative to property

a sign on the property and placement of a notice in at least one

This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for

1) Posting fees will be accessed and paid to this office at the

2) Billing for legal advertising, due upon receipt, will come

from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER

newspaper of general circulation in the County.

the costs associated with these requirements.

PAYMENT WILL BE MADE AS FOLLOWS:

which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting

## in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto. That the Affiant(s) does/do presently reside at 11600 Cedar Lane

Kingsville, MD 21087

That based upon personal knowledge, the following are the facts upon which live base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty)

Requesting a 26 foot variance from dwelling to property line. A 28 foot now exists. House was built prior to RC-5 zoning. Our kitchen is very small and needs to be enlarged. It is located on the side of the house with the 28 foot variance.

That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information. STATE OF MARYAND, COUNTY OF BALTIMORE, to wit: HEGGY M KIGHT & LIST R. Spenish

that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief. AS WITNESS my hand and Notarial Scal 4/29/44

the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law

My Commission Expires KRISTY M. THOMSON NOTARY PUBLIC STATE OF MARYLAND My Commission Expires February 28, 1598 ZONING DESCRIPTION

Beginning at a point in the center of Cedar Lane distant 759 feet southwesterly measured along the center of Cedar Lane from the corner of the center line of Cedar Lane and the centerline of Bradshaw Road then from point of beginning the following courses and distances:

11600 CEDAR LANE KINGSVILLE 21087

S. 43 35' W. 106.40 ft., N. 45 45' W. 300 ft., N. 43 35' E. 106.40 ft., S. 45 45' E. 300 ft. being 11600 Cedar Lane .73 + acres in election district 11, councilmanic district 5.

Positioner: Grigary Kilduff & Lisa Sponcor Location of property: 11600 Ge der Long N/S Location of Signer Facing you dulay, DH property being Lotted

> OPAODHOOBYNICHRO Please Make Checks Payable Te: Baltimere County 45AM06-30-94

For newspaper advertising: Petitioner: Lisa R. Spencer

111 West Chesapeake Avenue

Towson, MD 21204

Location: 11600 Codor Lane Kingsville MD 21087 PLEASE FORWARD ADVERTISING BILL TO: NAME: L'sa R. Spencer ADDRESS: 11600 Cedar Lane Kingsville, MI) 21087

PHONE NUMBER (H) 592-2487 (W) 887-3311

AJ:ggs

(Revised 04/09/93)

1 square Zoning Administration & Development Munagement
111 West Chesapeake Avenue
Towson, Maryland 21204 7-25-94 Account: R-001-6150 1 (ADMIN) RES VAR FILING (ODE 010 # 50.00 1 SIEN POSTING CODE 080 # 35.00. OWNERS FILDUFF & SPENCER LOC 11600 CEDAR LA